

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Engrossed House Bill 1224 be amended to read as follows:

- 1           Page 2, delete lines 10 through 20, begin a new paragraph and
- 2           insert:
- 3           **SECTION 2. IC 4-31-3-14 IS ADDED TO THE INDIANA**
- 4           **CODE AS A NEW SECTION TO READ AS FOLLOWS**
- 5           **[EFFECTIVE UPON PASSAGE]: Sec. 14. (a) The following**
- 6           **rules are void:**
- 7           **(1) 71 IAC 11-1-13(d), as added by the emergency rule adopted**
- 8           **by the commission in LSA Document #07-341.**
- 9           **(2) Any other emergency or formal rule adopted after May 31,**
- 10          **2007, making the commission's approval of a proposed transfer**
- 11          **of an ownership interest in a permit issued under IC 4-31-5**
- 12          **subject to the commission's consideration of the economic**
- 13          **benefits realized by the person transferring the ownership**
- 14          **interest and the state's receipt of a voluntary or involuntary**
- 15          **payment from the person transferring the ownership interest.**
- 16          **(b) The commission may not do the following:**
- 17          **(1) Impose by rule a fee that is not authorized by this article on**
- 18          **any party to a proposed transfer of an ownership interest in a**
- 19          **permit issued under IC 4-31-5.**
- 20          **(2) Make the commission's approval of a proposed transfer of an**
- 21          **ownership interest in a permit issued under**

1       **IC 4-31-5 contingent upon the payment of any amount that is**  
2       **not authorized by this article.**

(Reference is to HB 1224 as printed February 22, 2008.)

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Senator BRODEN